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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
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DIRECTOR'S OFFICE
TECHNOLOGY CENTER 3600

Paper No. 9

In re application of:
Anand Subramanian et al.
Application No. 10/001772
Filed: October 31, 2001
For: INTERNET CONTEXTUAL
COMMUNICATION SYSTEM

: DECISION ON PETITION
: TO MAKE SPECIAL
: (ACCELERATED
: EXAMINATION)

This is in response to the petition filed on June 11, 2003 to make the above-identified application special on the basis of special examining procedure for certain new applications - accelerated examination as set forth in MPEP § 708.02 VIII. The delay in acting on this petition is regretted.

The petition is **DENIED**.

The requirements for granting special status under this section are: (A) a petition to make special accompanied by the fee set forth in 37 CFR 1.17(i); (B) all claims being directed to a single invention, or an election without traverse if the Office determines that all the claims are not directed to a single invention; (C) a statement that a pre-examination search was made listing the field of search; (D) one copy of each of the references deemed most closely related to the subject matter encompassed by the claims if said references are not already of record; and (E) a detailed discussion of how the claimed subject matter is patentable over the references in accordance with 37 CFR 1.111 (b) and (c).

The petition filed June 11, 2003 fails to adequately meet requirement (B) above. Applicant's refusal to make an election without traverse in response to the examiner's restriction made by phone on August 13th and 14th of 2003 render the petition to be denied on the ground that the claims are not directed to a single invention.

Also, the petition filed June 11, 2003 fails to adequately meet requirement (E) above since the detailed discussion does not include discussion of how the claimed subject matter is patentable over the references. The preliminary examination report of the international search report does not present comprehensive and detailed discussion of

the how the features of the claims of the present invention patentably define over each of the found references as is required in


For the above stated reasons, the petition is denied

Petitioner is given one more opportunity to perfect the petition. Any request for reconsideration must be filed within TWO MONTHS of the date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted.

SUMMARY: Petition to Make Special: **DENIED.**

Applicant should promptly submit a renewed petition to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450. The envelope should indicate that the correspondence be brought to the attention of Technology Center 3600.

Until the renewed petition is submitted, the application will be returned to the examiner's docket to await treatment on the merits in the normal order of examination.



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snm/ekn: 9-03-03